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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)			<b>Complete if Known</b>		
			Application Number	New Application	
			Filing Date	Herewith	
			First Named Inventor	Simonton	
			Group Art Unit	3738	
Examiner Name					
Sheet	1	of	5	Attorney Docket Number	4002-3642/PC947.00

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (If known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	US-4,349,921	09/21/1982	Kuntz	
	2	US-4,566,466	01/28/1986	Ripple et al.	
	3	US-4,743,256	05/10/1988	Brantigan	
	4	US-4,834,757	05/30/1989	Brantigan	
	5	US-4,878,915	11/07/1989	Brantigan	
	6	US-4,950,296	08/21/1990	McIntyre	
	7	US-5,192,327	03/09/1993	Brantigan	
	8	US-5,425,772	06/20/1995	Brantigan	
	9	US-5,443,514	08/22/1995	Steffee	
	10	US-5,522,899	06/04/1996	Michelson	
	11	US-5,607,424	03/04/1997	Tropiano	
	12	US-5,609,635	03/11/1997	Michelson	
	13	US-5,645,596	07/08/1997	Kim et al.	
	14	US-5,716,415	02/10/1998	Steffee	
	15	US-5,766,252	06/16/1998	Henry et al.	
	16	US-5,776,199	07/07/1998	Michelson	
	17	US-5,797,909	08/25/1998	Michelson	
	18	US-5,865,845	02/02/1999	Thalgott	

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (If known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>

Examiner Signature		Date Considered	1/12/06
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EXAMINER: Initial reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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				Group Art Unit	3738
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				Attorney Docket Number	4002-2989/PC746.00
Sheet	2	of	5		

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★	19	US-5,888,224	03/30/1999	Beckers et al.	
	20	US-5,888,226	03/30/1999	Rogozinski	
	21	US-5,895,426	04/20/1999	Scarborough et al.	
	22	US-5,899,939	05/04/1999	Boyce et al.	
	23	US-5,984,922	11/16/1999	McKay	
	24	US-6,025,538	02/15/2000	Yaccarino, III	
	25	US-6,045,580	04/04/2000	Scarborough et al.	
	26	US-6,059,829	05/09/2000	Schlapfer et al.	
	27	US-6,096,038	08/01/2000	Michelson	
	28	US-6,111,164	08/29/2000	Rainey et al.	
	29	US-6,113,639	09/05/2000	Ray et al.	
	30	US-6,123,705	09/26/2000	Michelson	
	31	US-6,123,731	09/26/2000	Boyce et al.	
	32	US-6,143,033	11/07/2000	Paul et al.	
	33	US-6,146,422	11/14/2000	Lawson	
	34	US-6,159,215	12/12/2000	Urbahns et al.	
35	US-6,200,347 B1	03/13/2001	Anderson et al.		
36	US-6,210,412 B1	04/03/2001	Michelson		

[illegible]

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	Group Art Unit	3738			
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JD	37	US-6,241,771 B1	06/05/2001	Gresser et al.	
	38	US-6,245,108 B1	06/12/2001	Biscup	
	39	US-6,258,125 B1	07/10/2001	Paul et al.	
	40	US-6,264,656 B1	07/24/2001	Michelson	
	41	US-6,277,149 B1	08/21/2001	Boyle et al.	
	42	US-6,290,724 B1	09/18/2001	Marino	
	43	US-6,302,914 B1	10/16/2001	Michelson	
	44	US-6,315,795 B1	11/13/2001	Scarborough et al.	
	45	US-6,319,257 B1	11/20/2001	Carignan et al.	
	46	US-6,383,221 B1	05/07/2002	Scarborough et al.	
	47	US-6,425,920 B1	07/30/2002	Hamada	
	48	US-6,436,102 B1	08/20/2002	Ralph et al.	
	49	US-6,443,987 B1	09/03/2002	Bryan	
	50	US-6,447,547 B1	09/10/2002	Michelson	
	51	US-6,458,158 B1	10/01/2002	Anderson et al.	
52	US-6,468,276 B1	10/22/2002	McKay		
53	US-6,478,801 B1	11/12/2002	Ralph et al.		
54	US-6,482,233 B1	11/19/2002	Aebi et al.		

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		Number-Kind Code* (if known)			
[Handwritten signature]	55	US-6,500,206 B1	12/31/2002	Bryan	
	56	US-6,530,955 B2	03/11/2003	Boyle et al.	
	57	US-6,554,863 B2	04/29/2003	Paul et al.	
	58	US-6,562,047 B2	05/13/2003	Ralph et al.	
	59	US-6,569,168 B2	05/27/2003	Lin	
	60	US-6,626,905 B1	09/30/2003	Schmiel et al.	
	61	US-2001/0020170 A1	09/06/2001	Zucherman et al.	
	62	US-2002/0016633 A1	02/07/2002	Lin et al.	
	63	US-2002/0058950 A1	05/16/2002	Winterbottom et al.	
	64	US-2002/0065558 A1	05/30/2002	Varga et al.	
	65	US-2002/0161366 A1	10/31/2002	Robie et al.	
	66	US-2003/0139814 A1	07/24/2003	Bryan	
	67	US-2003/0014057 A1	01/16/2003	Ralph et al.	
	68	US-2003/0014114 A1	01/16/2003	Ralph et al.	
	69	US-2003/0014115 A1	01/16/2003	Ralph et al.	
70	US-2003/0023245 A1	01/30/2003	Ralph et al.		
71	US-2003/0023309 A1	01/30/2003	Ralph et al.		
[Handwritten signature]	72	US-2003/0149438 A1	08/07/2003	Nichols et al.	

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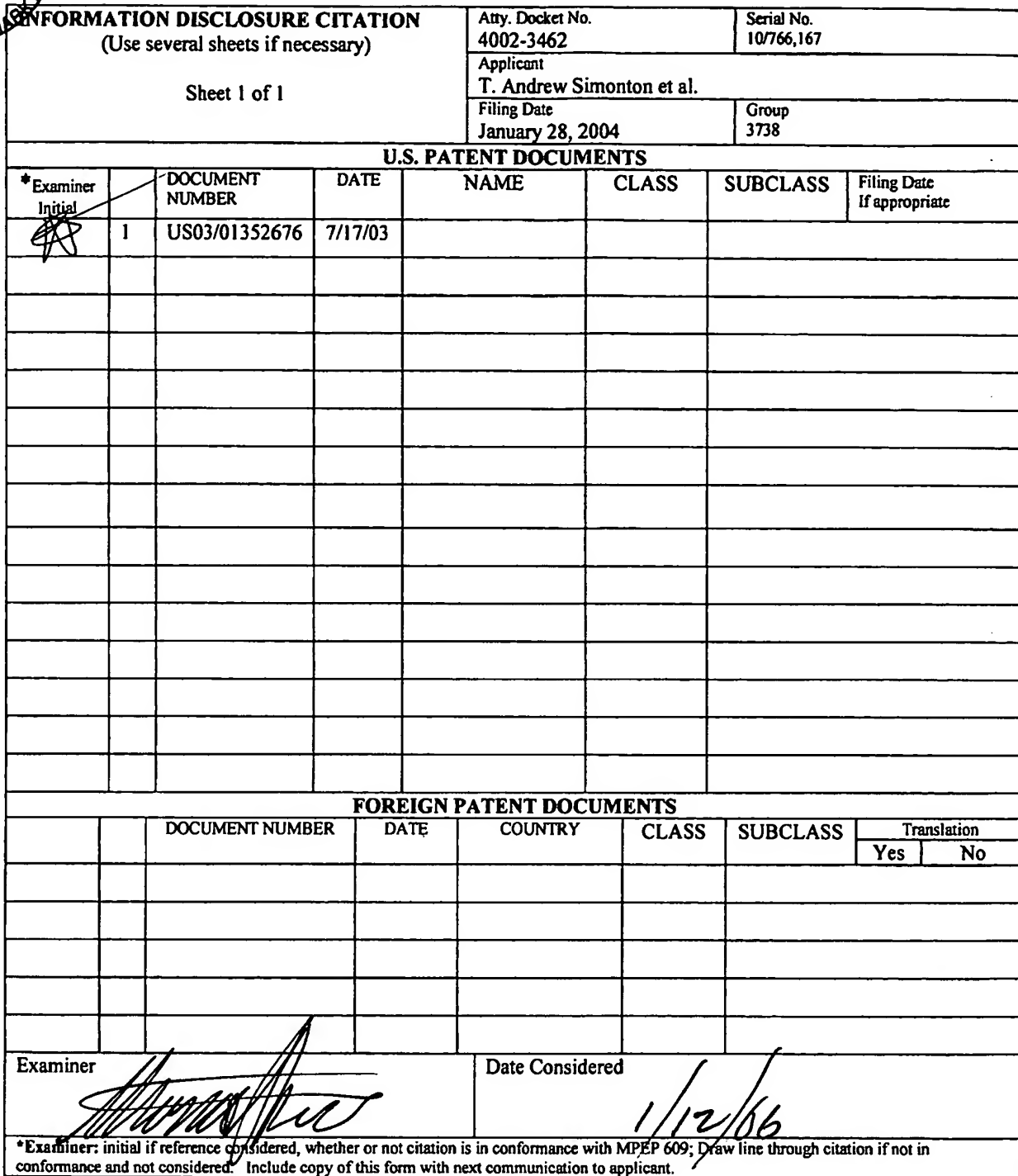
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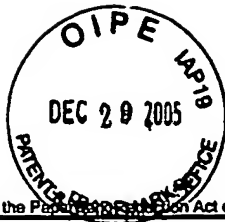
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PTO/SB/08A (07-05)

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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**Complete if Known**

Application Number	10/766,167
Filing Date	January 28, 2004
First Named Inventor	T. Andrew Simonton
Art Unit	3738
Examiner Name	Thomas Sweet
Attorney Docket Number	MSDI-556/PC947.00

Sheet 1 of 3

**U. S. PATENT DOCUMENTS**

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		US- 5,306,309	04-26-1994	Wagner et al.	
		US- 5,445,639	08-29-1995	Kuslich et al.	
		US- 5,484,437	01-16-1996	Michelson	
		US- 5,458,638	10-17-1995	Kuslich et al.	
		US- 5,669,909	09-23-1997	Zdeblick et al.	
		US- 5,683,463	11-04-1997	Godefroy et al.	
		US- 5,782,830	07-21-1998	Farris	
		US- 5,860,973	01-19-1999	Michelson	
		US- 5,865,845	02-02-1999	Thalgott	
		US- 5,888,227	03-30-1999	Cottle	
		US- 5,893,890	04-13-1999	Pisharodi	
		US- 6,042,582	03-28-2000	Ray	
		US- 6,080,158	06-2000	Lin	
		US- 6,093,207	07-25-2000	Pisharodi	
		US- 6,159,214	12-12-2000	Michelson	
		US- 6,174,311	01-16-2001	Branch et al.	
		US- 6,179,873	01-30-2001	Zientek	
		US- 6,245,108	06-12-2001	Biscup	
		US- 6,325,827	12-2001	Lin	

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		Country Code <sup>2</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		EP 0 493 698 B2	04-05-1995	Harle, Anton, Prof. Dr.	Figures 1-6	
		EP 0 716 840 A2 *	06-19-1996	Surgical Dynamics, Inc.		
		EP 0 834 295 A1	04-08-1998	Antoine, Jacques Stephane	Figures 1-7	
		EP 1 099 429 A1	05-16-2001	Vryonides		
		EP 1 201 207 A1	05-02-2002	Wang et al.		
		FR 2 727 004	11-18-1994	Tisserand Philippe	Figures 1-5	

Examiner Signature		Date Considered	1/12/05
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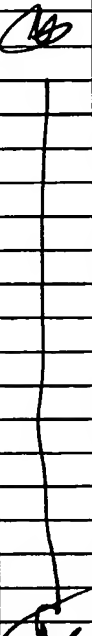
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		US- 6,423,096	07-23-2002	Van Hoeck et al.	
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		US- 6,458,159	10-01-2002	Thalgott	
		US- 6,471,725	10-29-2002	Ralph et al.	
		US- 6,607,557	08-19-2003	Brosnahan et al.	
		US- 6,610,065	08-26-2003	Branch et al.	
		US- 6,610,089	08-2003	Liu et al.	
		US- 6,719,794	04-2004	Gerber et al.	
		US- 6,743,257	06-01-2004	Castro	
		US- 6,746,484	06-08-2004	Liu et al.	
		US- 6,749,636	06-15-2004	Michelson	
		US- 6,890,355	05-10-2005	Michelson	
		US- 2001/0049560	12-06-2001	Paul et al.	
		US- 2002/0062153	05-23-2002	Paul et al.	
		US- 2002/0087212	07-04-2002	James et al.	
		US- 2002/0165550	11-07-2002	Frey et al.	
	US- 2003/0023306	01-30-2003	Liu et al.		

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		FR 2 724 312	04-21-1995	Alby Albert	Figures 1-5	
		FR 2 736 538	07-12-1995	Gastambide Daniel	Figures 1-9	
		FR 2 742 044	12-11-1995	Medinov SA Societe Anonym	Figures 1-5	
		FR 2 795 945	01-12-2001	Bernard et al.		
		FR 2 841 124 A1 *	12-26-2003	Eurosurgical Societe Anon		
		WO 01/03615 A1 //	01-18-2001	Scientx	Abstract, Figures	

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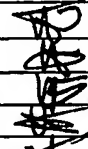
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Substitute for form 1449/PTO		<b>Complete if Known</b>	
		Application Number	10/766,167
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use as many sheets as necessary)		Filing Date	January 28, 2004
		First Named Inventor	T. Andrew Simonton
		Art Unit	3738
		Examiner Name	Thomas Sweet
		Attorney Docket Number	MSDI-556/PC947.00
Sheet	3	of	3

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
TS		US- 2003/0083748	05-01-2003	Lee et al.	
		US- 2003/0087984	05-08-2003	Erbe et al.	
		US- 2003/0105527	06-05-2003	Bresina	
		US- 2003/0114931	06-19-2003	Lee et al.	
		US- 2003/0125739	07-03-2003	Bagga et al.	
		US- 2003/0135275	07-2003	Garcia et al.	
		US- 2003/0135276	07-17-2003	Eckman	
		US- 2003/0199980	10-23-2003	Siedler	
		US- 2004/0078079	04-22-2004	Foley	
		US- 2004/0102847	05-27-2004	Sato et al.	
		US- 2004/0106996	06-03-2004	Liu et al.	
		US- 2004/0162617	08-19-2004	Zucherman et al.	
		US- 2004/0193159	09-30-2004	Zucherman et al.	
		US-			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>3</sup>
		Country Code <sup>2</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		WO 01/28465 A2	04-26-2001	SDGI Holdings, Inc.		
		WO 01/68005 A2	09-20-2001	SDGI Holdings, Inc.		
		WO 02/38086 A1	05-16-2002	Medicrea	Abstract, Figures	
		WO 03/009786 A1	02-06-2003	Fornari		
		WO 03/037228 A2 *	05-08-2003	Osteotech, Inc.		

Examiner Signature		Date Considered	1/12/06
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